

ORIGINAL

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FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

JUN 27 2006

at 9 o'clock and 30 min. A M  
SUE BEITIA, CLERK

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IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

IN RE:

ESTATE OF FERDINAND E. MARCOS  
HUMAN RIGHTS LITIGATION

MDL NO. 840  
No. 86-390  
No. 86-330

THIS DOCUMENT RELATES TO:

Hilao et al v. Estate of Ferdinand  
E. Marcos,  
and  
DeVera et al v. Estate of Ferdinand  
E. Marcos.

ORDER

ORDER

The Court has carefully reviewed the Class Plaintiffs' Motion for Extension of Judgment and the record in this case. The Court finds as follows:

1. The Judgment rendered in the above action on February 3, 1995 was not final until issuance of the mandate of the Ninth Circuit was spread on the record of this Court on January 8, 1997.

2. Hawaii Revised State 657-5 provides in "[u]nless an extension is granted, every judgment and decree of any court of the state shall be presumed paid and discharged at the expiration of ten years after the judgment or decree was rendered." The statute also provides that a court may extend the ten year period for an additional ten years.

3. HRS 657-5 only applies to "domestic" judgments, that is, judgments rendered by Hawaii state courts. The federal Judgment rendered in this action was based on a federal cause of action. Federal court judgments have no expiration date.

4. Application of HRS 657-5 to federal court judgments on federal causes of action would be barred by the Supremacy Clause of the United States Constitution. Congress created a statutory regime for entry of and transfer of federal court judgments which would be impeded by HRS 657-5.


5. In the alternative, if HRS 657-5 were applicable, there is good cause to grant an extension of the Judgment. The Judgment will not be ten years old until January 8, 2007. The Judgment is hereby extended for ten years from its tenth anniversary. This Court and the Ninth Circuit have held that Marcos had a pattern and practice to fraudulently secrete his assets and use off-shore corporations and cronies to hold title to property. Plaintiffs have exercised due diligence and exceptional efforts in attempting to identify assets to satisfy the judgment. This Court has held Imelda Marcos and Ferdinand R. Marcos in contempt for violating the terms of the permanent injunction by transferring assets. Marcos family members have failed to appear

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for deposition or produce documents regarding the identification and collection of assets to satisfy the Judgment.

6. The February 1999 Settlement Agreement is unaffected by this Order.

Dated: Honolulu, Hawaii, June 26, 2006

  
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The Honorable Manuel Real

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ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

JUL 03 2006

at 2 o'clock and 00 min. M  
SUE BEITIA, CLERK

In Re:

ESTATE OF FERDINAND E.  
MARCOS HUMAN RIGHTS  
LITIGATION

MDL NO. 840

No. 86-390

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ORDER

THIS DOCUMENT RELATES TO:

Hilao, et al. v. Estate of Ferdinand E.  
Marcos,  
And  
De Vera, et al. v. Estate of Ferdinand E.  
Marcos

ORDER

After consideration of Revelstoke Investment Corp., Inc.'s  
Motion to Intervene for Purpose of Appeal, and all other arguments or  
briefing thereon,

IT IS HEREBY ORDERED that Revelstoke Investment Corp.,

Inc.'s Motion to Intervene for Purpose of Appeal is <sup>DENIED</sup> ~~granted~~.

*This matter rests in the jurisdiction of the Taxe Litigation.*

Dated: Honolulu, Hawaii, June 27, 2006

IT IS SO ORDERED.



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DISTRICT OF HAWAII